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09/405,031	09/24/1999	DOUGLAS R. COFFLAND	IL-10360	9034
<div>7590 01/07/2009</div> <div>LLOYD E DAKIN JR ASSISTANT LABORATORY COUNSEL LAWRENCE LIVERMORE NATIONAL LABORATORY P O BOX 808-L-703 LIVERMORE, CA 94551</div>				
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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte: DOUGLAS COFFLAND

Application No. 09/405,031
Technology Center 2100

Mailed: January 7, 2009

Before TOI JOHNSON *Review Paralegal*
JOHNSON, *Review Paralegal*.

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received by the Board of Patent Appeals and Interferences on December 12, 2008. A review of the application revealed that it is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner to address the following matters requiring attention prior to docketing.

APPEAL BRIEF, CLAIMS APPENDIX

A review of the Appeal Brief filed August 14, 2008 reveals that claims 1, 10, 17 and 24 in the Claims appendix of the Appeal Brief are not consistent as amended in the last entered amendment filed on February 7, 2008. The copy of the claims should be in proper format and should not include any markings such as brackets or underlining except for claims in a reissue application in accordance with 37 CFR 41.37(c)(1)(viii). *See also Manual of Patent Examining Procedure* (MPEP) § 1205.02 (8th ed. Rev. 6, Sept 2007) for details.

Specifically, claims 1, 10, 17 and 24 as provided in the Brief's Claims Appendix, reads:

1. A system for multimedia encryption comprising:
acquisition means for acquiring a media signal, said acquisition means including a random noise transducer for acquiring random noise only, said random noise being completely unpredictable from one moment to the next and not being chaotic noise;

data compression means coupled to said acquisition means to receive and compress said media signal containing random noise that is completely unpredictable from one moment to the next and not being chaotic noise into a compressed data stream;

data acquisition means coupled to said data compression means to receive and select a set of data from the compressed data stream; and

hashing means coupled to said data acquisition means to receive and hash the set of data into a keyword.

10. A method for multimedia encryption, comprising the steps of:
acquiring a random noise only media signal containing random noise that is completely unpredictable from one moment to the next and not being chaotic noise;

compressing said random noise only media signal containing random noise that is completely unpredictable from one moment to the next and not being chaotic noise;

selecting a set of data from the compressed media signal; and

hashing the set of data into a keyword.

17. A system for multimedia encryption, comprising:
acquisition means for acquiring a media signal, said acquisition means including a random noise transducer for acquiring said media signal, said random noise transducer acquiring said media signal containing only random noise that is completely unpredictable from one moment to the next and not being chaotic noise;

data compression means coupled to said acquisition means to receive and compress said media signal containing random noise that is completely unpredictable from one moment to the next into a compressed data stream;

selection means coupled to said data compression means for selecting a set of data from the compressed data stream; and

hashing means coupled to said selection means for hashing the set of data into a keyword.

24. A computer-useable medium embodying computer program code for multimedia encryption by executing the steps of:

acquiring a random noise only media signal, said random noise only media signal containing random noise that is completely unpredictable from one moment to the next and not being chaotic noise;

compressing said random noise only media signal, said random noise only media signal containing random noise that is completely

unpredictable from one moment to the next and not being chaotic noise;

selecting a set of data from the compressed media signal; and

hashing the set of data into a keyword.

However, in the last entered Amendment dated February 7, 2008, claims 1, 10, 17 and 24 read:

1. (Previously Presented) A system adapted for use for multimedia encryption comprising:

acquisition means for acquiring a media signal, said acquisition means including a random noise transducer for acquiring random noise only, said random noise being unpredictable from one moment to the next and not being chaotic noise;

data compression means coupled to said acquisition means to receive and compress said media signal containing random noise that is unpredictable from one moment to the next and not being chaotic noise into a compressed data stream;

data acquisition means coupled to said data compression means to receive and select a set of data from the compressed data stream; and

hashing means coupled to said data acquisition means to receive and hash the set of data into a keyword.

10. (Previously Presented) A method adapted for use for multimedia encryption, comprising the steps of:

acquiring a random noise only media signal containing random noise that is unpredictable from one moment to the next and not being chaotic noise;

compressing said random noise only media signal containing random noise that is unpredictable from one moment to the next and not being chaotic noise;

selecting a set of data from the compressed media signal; and

hashing the set of data into a keyword.

17. (Previously Presented) A system adapted for use for multimedia encryption, comprising:

acquisition means for acquiring a media signal, said acquisition means including a random noise transducer for acquiring said media signal, said random noise transducer acquiring said media signal containing only random noise that is unpredictable from one moment to the next and not being chaotic noise;

data compression means coupled to said acquisition means to receive and compress said media signal containing random noise that is unpredictable from one moment to the next into a compressed data stream;

selection means coupled to said data compression means for selecting a set of data from the compressed data stream; and

hashing means coupled to said selection means for hashing the set of data into a keyword.

24. (Previously Presented) A computer-useable medium embodying computer program code adapted for use for multimedia encryption by executing the steps of:

acquiring a random noise only media signal, said random noise only media signal containing random noise that is unpredictable from one moment to the next and not being chaotic noise;

compressing said random noise only media signal, said random noise only media signal containing random noise that is unpredictable from one moment to the next and not being chaotic noise;

selecting a set of data from the compressed media signal; and

hashing the set of data into a keyword.

Appropriate correction of all claims provided in the Claims Appendix in proper format is required.

CONCLUSION

Accordingly, it is

ORDERED that the application is returned to the Examiner to:

- 1) hold the Appeal Brief filed August 14, 2008 defective, as required by 37 CFR § 41.37(d);
- 2) notify the Appellant to submit a “paper” which corrects the Appeal Brief’s Claims Appendix under 37 CFR §41.37(c)(1)(viii);
- 3) acknowledge and consider any “paper” submitted by Appellant to correct the Appeal Brief; and
- 4) for such further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

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